

Yeas—Mr. President, Messrs. Bailey, 22d District, Brett, Bryant, Crosby, Dunn, Hammond, Hardee, Hendry, Kirk, Pirrong, Randell, Rogers, Rosborough, Schumacher, Swearingen, Tompkins, Tuten and Wilkinson—19.

Nays—None.

So the memorial passed, title as stated.

On motion of Mr. Randell, the rules were waived by a two-thirds vote, and the passage of the memorial was certified to the House of Representatives at once.

By permission, Mr. Hammond submitted the following report:

SENATE CHAMBER,  
TALLAHASSEE, Fla., April 11, 1889. }

HON. J. B. WALL,

*President of the Senate:*

SIR: Your Committee on Judiciary, to whom was referred—

The Substitute for Concurrent House Resolution No. 6;

In relation to appointment of a Committee to Revise Statutes,

Beg leave to report that they have considered the same; also,

That they have before them now a bill on the same subject, and are giving the same careful attention.

They also respectfully request that the House be notified of this fact, as a reason for non-concurrence in said House Concurrent Resolution No. 6.

Very respectfully,

E. M. HAMMOND,

Chairman of Committee.

On motion of Mr. Rogers, the report was adopted,

And the Secretary was ordered to notify the House of Representatives.

On motion of Mr. Houston, Mr. Randell was excused until Monday next.

Mr. Rogers moved that the Senate adjourn until 10 o'clock to-morrow morning;

Which was agreed to.

The Senate stood so adjourned.

FRIDAY, APRIL 12th, 1889.

The Senate met pursuant to adjournment.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President, Messrs. Bailey, of 22d, Bailey of 16th, Brett, Bryant, Coulter, Crosby, Dunn, Hammond, Hardee, Hendry, Houston, Kirk, Pirrong, Rogers, Rosborough, Schumacher, Swearingen, Tompkins, Tuten and Wilkinson—21.

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

#### INTRODUCTION OF RESOLUTIONS.

By Mr. Coulter:

Senate Joint Resolution No. 22:

Relating to the appointment by the Governor of three citizens of this State to examine the oyster beds of this State;

Which was read first time by its title and referred to Committee on Fisheries.

By Mr. Pirrong:

Senate Joint Resolution No. 23:

Instructing our Governor and Senators and requesting our Representatives in Congress to cause an investigation to be made to ascertain as to the legality of selections of swamp and overflowed lands and have such as have been legally selected, patented to the State;

Which was read the first time by its title.

On motion of Mr. Rosborough the rules were waived by a two-third vote and Senate Joint Resolution No. 23 was read the second time.

On motion of Mr. Rogers the rules were further waived and Senate Joint Resolution No. 23 was read the third time and put upon its passage.

Upon the passage of—

Senate Joint Resolution No. 23,

The vote was:

Mr. President, Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Brett, Bryant, Coulter, Crosby, Dunn, Hammond, Hardy, Hendry, Houston, Kirk, Pirrong, Rogers,

Rosborough, Schumacher, Swearingen, Tompkins, Tuten and Wilkinson—22.

Nays—None.

So Senate Joint Resolution No. 23:

Instructing our Governor and Senators, and requesting our Representatives in Congress to cause an investigation to be made to ascertain as to the legality of selections of swamp and overflowed lands, and have such as have been legally selected patented to the State,

Passed, title as stated.

#### INTRODUCTION OF BILLS.

By Mr. Dunn:

Senate Bill No. 46:

To be entitled an act to provide a seal for the County Judges of the several counties of the State of Florida;

Which was read the first time by its title and referred to the Committee on Judiciary.

By Mr. Hammond;

Senate Bill No. 47:

To be entitled an act authorizing the employment of stenographers in the several circuit courts and criminal courts of the State;

Which was read the first time by its title and referred to the Judiciary Committee.

Also,

Senate Bill No. 48:

To be entitled an act to punish persons for breaking and entering a railroad car;

Which was read the first time by its title and referred to Committee on Judiciary.

By Mr. Rogers:

Senate Bill No. 49:

To be entitled an act to establish a Bureau of Immigration for the State of Florida;

Which was read the first time by its title and referred to the Committee on Immigration.

By Mr. Rosborough:

Senate Bill No. 50:

To be entitled an act to enlarge and extend the powers, rights and franchises of the Florida, Ocean and Gulf Canal Company, and to enact that the canal and property of said company shall be exempt from taxation,

Was read first time by its title and referred to Committee on Finance and Taxation.

Mr. Wilkinson, Chairman of the Engrossing Committee submitted the following report:

SENATE CHAMBER,  
TALLAHASSEE, Fla., April 12, 1889.

HON. J. B. WALL,

*President of the Senate:*

SIR: Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No 28:

A bill to be entitled an act to amend section 7 of chapter 140, Laws of Florida, and

Senate Bill No. 29:

To be entitled an act to establish a seal for the office of the Commissioner of Agriculture for the State of Florida,

Beg leave to report that they have examined the same and find them to be correctly engrossed.

Very respectfully,

JOHN WILKINSON,  
Chairman Committee.

Which was read.

#### CONSIDERATION OF BILLS ON THEIR SECOND READING.

Substitute for Senate Bill No. 9:

To be entitled an act for the the protection of game, wild birds and birds of song and plumage,

Was read the second time.

Mr. Kirk in the chair.

Mr. Crosby offered the following amendment:

Add the word "trap," in section 1, in line 5, after the word "wound;"

On motion of Mr. Rogers the amendment was adopted.

Mr. Dunn offered the following:

Strike out all of section one after the word "provided," in line 7.

Mr. Wilkinson moved that the amendment be laid upon the table;

Which was not agreed to;

And the motion to table was lost.

The question recurred upon the adoption of Mr. Dunn's amendment.

The amendment was lost.

Mr. Hardee offered the following amendment :

In section 1, line 3, after the word "fawn," add "any person to buy or receive, or any transportation company to transport any of the above mentioned game during the time above mentioned ;"

Pending the consideration of which,

A message was received from the House of Representatives.

Mr. Hardee withdrew the amendment.

Mr. Houstoun offered the following amendment :

In sections 1 and 4, lines 3 and 6, strike out the word "deer ;"  
Which was adopted.

Mr. Dunn offered the following amendment to Senate Bill No. 9 :

After the word "specified" line 13, section 1, insert the words, "It shall be the duty of the County Commissioners of each county in this State, at least once in each and every year, to ascertain, by diligent inquiry, the wishes of the people of their county as to the enforcement of this law, and if a majority of the registered voters of said county shall favor its enforcement, said Commissioners shall so order."

Mr. Hammond offered the following amendment to Mr. Dunn's amendment :

Section 1, line 9, after the word "county," insert ;

*And provided further,* that it shall be the duty of the Board of County Commissioners at their first meeting in January of each year, to vote upon the enforcement of the provisions of this act ;

Which was adopted.

Mr. Hardee offered the following amendment :

In Section 2, line 3, after the word "State," insert : "Or for any transportation company to transport, or for any person to receive or buy any of the above specified game between the months of February and September."

Mr. Hardee moved that the amendment be adopted.

Mr. Swearingen moved that the further consideration of Senate Substitute for Senate Bill No. 9 be postponed and made the special order for Monday, the 15th, at 11 o'clock ;

Which was agreed to, and Senate Substitute for Senate Bill No. 9 was made the special order for Monday, the 15th, at 11 o'clock.

By permission, Mr. Hendry introduced—  
Senate Bill No. 51 :

To be entitled an act to amend section 6, chapter 3769, Laws of Florida, and to add a new section to said act ;

Which was read the first time by its title and referred to the Committee on Judiciary.

#### CONSIDERATION OF BILLS ON THIRD READING.

Senate Bill No. 28 :

To be entitled an act to amend section 7, chapter 140, Laws of Florida,

Was read the third time and put upon its passage.

Upon the passage of

Senate Bill No. 28

The vote was

Yeas—Messrs. Bailey of 22d District, Bailey of 16th District, Brett, Bryant, Coulter, Crosby, Dunn, Hammond, Hardee, Hendry, Houstoun, Kirk, Pirrong, Rogers, Rosborough, Schumacher, Swearingen, Tompkins, Tuten and Wilkinson—20.

Nays—None.

So Senate Bill No. 28 passed, title as stated.

Senate Bill No. 29 :

To be entitled an act to establish a seal for the office of the Commissioner of Agriculture for the State of Florida,

Was read the third time and put upon its passage.

Upon the passage of Senate Bill No. 29, the vote was :

Yeas—Messrs. Bailey of 16th District, Bailey of 22d District, Bielby, Bryant, Coulter, Crosby, Dunn, Hammond, Hardee, Hendry, Houstoun, Kirk, Pirrong, Rogers, Rosborough, Schumacher, Swearingen, Tompkins, Tuten and Wilkinson—20.

Nays—None

So Senate Bill No. 29 passed, title as stated.

By permission Mr. Hammond introduced —

Senate Bill No. 52 :

To be entitled an act to establish a home for disabled soldiers, sailors and maims in the State of Florida ;

Which was read the first time and referred to the Committee on State Affairs.

Mr. Dunn was excused until Tuesday morning next.

Mr. Tuten moved that the Senate take a recess until 4 o'clock P. M. ;

Which was agreed to.

So the Senate took a recess.

## FOUR O'CLOCK P. M.

The Senate resumed its session.

The President pro. tem. in the chair.

The roll was called and the following Senators answered to their names:

Messrs. Bailey 22d District, Bailey 16th District, Brett, Bryant, Coulter, Crosby, Hammond, Hardee, Hendry, Kirk, Pirrong, Rogers, Rosborough, Schumacher, Stapleton, Swearingen, Tompkins, Tuten and Wilkinson—19.

A quorum present.

Mr. Bailey of the 22d District, President Wall, and Mr. Schumacher were excused until Monday next.

A message was received from the House of Representatives.

On motion of Mr. Rogers messages from the House of Representatives were taken up for consideration and the following message was read:

HOUSE OF REPRESENTATIVES,  
TALLAHASSEE, Fla., April 12, 1889. }

HON. J. B. WALL,

*President of the Senate:*

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 57:

A bill to be entitled an act to prohibit the wilful running down or removal of the stakes, buoys or marks designating the water channels of this State;

Also,

House Bill No. 72:

A bill to be entitled an act to protect the sponge fisheries on the coast of Florida, and to punish the gathering or catching of sponge by diving, either with or without diving suits or armor;

And respectfully ask the concurrence of the Senate therein.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

House Bill No. 57:

To be entitled an act to prohibit the wilful running down or removing of the stakes, buoys or marks designating the water channels of this State,

Was read the first time and referred to the Committee on Commerce and Navigation.

House Bill No. 72:

To be entitled an act to protect the sponge fisheries on the coast of Florida, and to punish the gathering or catching of sponge by diving, either with or without diving suits or armor,

Was read the first time by its title and referred to the Committee on Fisheries.

Also the following message was read:

HOUSE OF REPRESENTATIVES,  
TALLAHASSEE, Fla., April 12th, 1889. }

HON. J. B. WALL,

*President of the Senate:*

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has—

Appointed on the part of the House as members of the Joint Committee on Enrolled Bills in pursuance of Joint Rule No. 3, W. C. Rives and J. F. Latham.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Also the following:

HOUSE OF REPRESENTATIVES,  
TALLAHASSEE, Fla., April 12, 1889. }

HON. J. B. WALL,

*President of the Senate:*

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has refused to recede from its position on the adoption of substitute for—

House Concurrent Resolution No. 6.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Mr. Tompkins moved that the Senate adjourn until 10 o'clock Monday morning, to give the committees opportunity to work upon the various bills now in their possession and awaiting their consideration ;

Which was agreed to.

The Senate stood so adjourned.

MONDAY, APRIL 15, 1889.

The Senate met pursuant to adjournment.

The President in the chair.

The roll was called and the following Senators answered to their names :

Mr. President, Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Brett, Bryant, Coulter, Crosby, Drake, Hammond, Hardee, Hendry, Kirk, Parkhill, Pirrong, Randell, Rogers, Rosborough, Smith, Tompkins, Tuten, Wilkinson and Yancey—23.

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

#### INTRODUCTION OF BILLS.

By Mr. Bryant :

Senate Bill No. 53 :

A bill to be entitled an act to change the boundary lines between the counties of Polk and Lake and define the same ;

Which was read the first time by its title and referred to the Committee on City and County Organization.

By Mr. Hammond :

Senate Bill No. 54 :

To be entitled an act to amend the laws relating to attachments in the courts of this State ;

Which was read the first time by its title and referred to the Judiciary Committee.

By Mr. Hardee :

Senate Bill No. 55 :

A bill to be entitled an act to incorporate the Banana Creek Improvement Canal and Transit Company ;

Which was read the first time by its title and referred to the Committee on Corporations.

By Mr. Rogers :

Senate Bill No. 56 :

To be entitled an act granting mechanics, material men and laborers liens in certain cases, and the manner of enforcing the same ;

Which was read first time by its title and referred to the Judiciary Committee.

By Mr. Rogers :

Senate Bill No. 57 :

To be entitled an act to fix the legal rate of interest in the State of Florida, to define usury and to provide for forfeiture on notes and contracts for extortionate interest ;

Which was read the first time by its title and referred to the Judiciary Committee.

By Mr. Rogers :

Senate Bill No. 58 :

To be entitled an act to constitute the Commissioner of Agriculture a member of the Board of Trustees of the Internal Improvement Fund of the State of Florida ;

Which was read the first time by its title and referred to the Committee on Agriculture.

By Mr. Rosborough :

Senate Bill No. 59 :

To be entitled an act for the relief of Drs. J. F. McKinstry N. D. Phillips and R. A. Lancaster, of Alachua county, Florida ;

Which was read the first time by its title and referred to the Committee on Claims.

By Mr. Smith :

Senate Bill No. 60 :

To be entitled an act for better regulating the record of deeds and making abstracts therefrom ;

Which was read the first time by its title and referred to the Judiciary Committee.

By Mr. Yancey :

Senate Bill No. 61 :

To be entitled an act in relation to Mortgages ;

Which was read the first time by its title and referred to the Committee on Judiciary ; also,

Senate Bill No. 62 :

To be entitled an act to amend section 8 of an act to create and establish the county of Lake from portions of Sumter and Orange counties ;